

PULASKI COUNTY DRAINAGE BOARD
JANUARY 20, 2015

The Pulaski County Drainage Board met on Tuesday January 20, 2015. The meeting was called to order by President Larry Brady at 3:08 p.m. in the Commissioner's Room, third floor of the Courthouse. Present was Larry Brady, Terry Young, Bud Krohn, Jenny Keller, Susan Thomas, Mark Fox and Tim Murray. Also present was Mark Kolish, Bill Kolish, Scott Wuethrich, attorney Mike Hartman, Arden Bathke, Phyllis Bathke, Carl Smith, William Widner and Kevin Nielsen.

REORGANIZATION

Chairman: Bud Krohn made the motion for Larry Brady. Terry Young second. Motion carried.

Vice-chairman: Bud Krohn made the motion for Terry Young. Larry Brady second. Motion carried.

Drainage Board Attorney: Terry Young made a motion to appoint Tim Murray due to Alan Hizer's resignation if he will accept that. Bud Krohn second. Motion carried.

Drainage Board Secretary: Terry Young made a motion to retain Sue Thomas as the Drainage Board secretary. Bud Krohn second. Motion carried.

Monon (1): Terry Young made a motion to retain Mike Tiede to the Monon. Bud Krohn second. Motion carried.

Indian Creek (1): Terry Young made a motion to appoint Bud Krohn to Indian Creek Drainage Board. Larry Brady second. Motion carried.

Bogus (2): Bud Krohn made a motion to retain Larry Brady and Jerry Sullivan to sit on the Bogus Board. Terry Young second. Motion carried.

Zechiel Chapman (1): Terry Young moves to appoint Bud Krohn on this Board. Larry Brady second. Motion carried.

Fell/Taylor: At this point that Board is tabling our presence on the Board until they can discuss it. Readdress this at a later date. Terry Young moves to table the Fell/Taylor appointment. Bud Krohn second. Motion carried.

Time of Drainage Board Meetings: Larry Brady entertained a motion to set our Drainage Board Meetings at 2:30 p.m. for the third Monday of each month. Terry Young so moved. Bud Krohn second. Motion carried

OPENING OF BIDS

SHEDROW DITCH

Estimate \$ 6,202.15
10% over 6,822.37

CONTRACTORS

Gutwein Bulldozing \$ 6,400.00 **
Loehmer Ag Products 19,750.00
Zehner Excavating, Inc. 7,360.00

Terry: I make a motion for Gutwein Bulldozing for \$6,400.00 for the Shedrow Ditch.

Bud: Second.

Larry: We have a motion and second. Motion carried.

MOSS DITCH BRANCH #2

Estimate \$ 6,878.20
10% over 7,566.02

CONTRACTORS

DeSabatine Bros. Excavating \$ 6,416.00**
County Line Tiling 9,000.00
Zehner Excavating, Inc. 8,020.00

Bud: I will make a motion to give it to DeSabatine Bros.

Terry: Second.

Larry: We have a motion and second. Motion carried for letting the bid to DeSabatine Bros Excavating for \$6,416.00.

E.P. THOMPSON DITCH

Estimate \$63,454.33
10% over 69,799.76

CONTRACTORS

County Line Tiling \$ 42,000.00**
Loehmer Ag Products 73,850.00
Weaver-Fox Bros. Excavating 69,750.00

Terry: Move to award the bid to County Line for \$42,000.00 for EP Thompson.

Bud: I'll second that.

Larry: We have a motion and a second. Motion carried for awarding the bid to County Line Tiling for \$42,000.00.

SKILLEN TILE

Estimate \$14,655.58
10% over 16,121.14

CONTRACTORS

DeSabatine Bros. Excavating \$ 18,622.50
Loehmer Ag Products 17,912.00
Weaver-Fox Bros. Excavating 14,250.00**

Bud: I make a motion to give the contract to Weaver-Fox.

Terry: Second the motion to award Weaver-Fox the bid.

Larry: We have a motion and a second. Motion carried to award the bid of \$14,250.00 to Weaver-Fox Bros. Excavating for the Skillen Tile.

SIGNING OF DITCH LETTING CONTRACTS

Larry: Next on the agenda is the Signing of the 3 ditch letting contracts. 1st up is the Shanley.

Jenny: The Shanley, Antrim and the Stamp.

Bud: I make a motion to approve these 3 contracts.

Terry: Second.

Larry: We have a motion and a second. Motion carried.

WUETHRICH/LOWRY

Larry: Next up is Wuethrich/Lowry to set a date for a hearing.

Jenny: I spoke with Richard this past week. He does not have representation at this time.

Mr. Murray: Give him notice of the next hearing since he's not here. We just need to send him notice by certified mail.

Larry: Of the next hearing date:

Mr. Murray: Yes

Larry: We can do a special meeting.

Mr. Hartman: How about early March? That would be more than 30 days.

Terry: That would give new counsel time to get up to speed on everything too.

Larry: The 4th. That is a Wednesday.

Terry: I want to set the hearing date. I make a motion for March 4th from the Wuethrich/Lowry issues.

Bud: Second.

Larry: 9:00 a.m. March 4th. We have a motion and a second. Motion carried to set it up for March 4th, 9:00 – 2:00. Certified mail will be sent out quickly to all parties involved.

WM. HENRY LONG TILE

Larry: Next on our agenda is the Wm. Henry Long tile, set a bid date.

Jenny: I spoke with Jeff and he is anticipating February for the Wm. Henry Long and Small Tile so if that's ok with you guys for February, we will do that.

Larry: Go ahead and set the February 17th for the bid date for the Wm. Henry Long Tile.

BILL KOLISH

Jenny: (Showing on a pic/map) That is what he would like to straighten, put tile in there and straighten that.

Larry: And this is a private ditch.

Jenny: That's the Kirchgessner Ditch out there that drains into the Agnew. I don't believe we have maintained it.

Larry: If that's the definition we're coming down to a private ditch, I don't see any reason for us to not allow him to straighten it out.

Bud: I make a motion to give Bill permission.

Terry: Second.

Larry: We have a motion and a second.

Jenny: Do you want to address the other issue with cleaning the Kirchgessner?

Bill Kolish: Yes. I guess it's called the Kirchgessner up to 14. I'll take care of that but this part here (looking at map), there's, I believe it's a 24" tile and you can barely float your ink pen through it. This part here going back to the Agnew, it needs to be cleaned. Jenny told me there was 500 and some dollars in the fund for that ditch. DeSabatine told me what he would charge me to do this whole thing. It was \$1000.00 to dig this thru here so take that \$500.00 and I will cover the rest of it so they can clean the ditch.

Mr. Murray: I want to see the Board vote on it and approve it and then you just make a dispersment for the \$500.00 and then Bill Kolish would be a matching dispersment of \$500.00 and he would be paying directly to DeSabatines. You need a vote on it to be on record.

Terry: I will move to let Mr. Kolish pay the \$500.00 and the other \$500.00 to come out of the fund.

Larry: We have a motion and a second. Motion carried.

MARK KOLISH

Larry: We have Mark Kolish. This is in regard to the Town Board Tile money.

Jenny: We, as the County, vacated it but there is \$1900.00 in the fund. There were two things to do with it. It was either, you could turn it over to Mark or it could be turned over to the County General.

Mr. Murray: I want to make sure of it statutorily allow for the Board to approve that. You ok if I just look into this.

Mark Kolish: That's fine.

Mr. Murray: Let me just review the statutes to be sure.

Terry: Let's just table it until we get counsel....

Larry: That will be the Tuesday in February. That will be February 17th.

BILL WIDNER

Bill Widner: We're here to talk to you about the Scheuer/Keller. I talked to Jenny last spring when I did part of it for the County.

Jenny: Remember with our discussion about that when he went ahead, I did the before and after pictures, I brought it to you guys. I told Bill to come before you guys because I couldn't guarantee that he was going to get reimbursed anything. But then he sent in the claim.

Bud: Do we have enough money to cover it?

Jenny: We got \$4627.00. The bill is \$4500.00 so we wouldn't have any left in it.

Larry: \$4627.00 is in the account. The bill is for \$4500.00.

Terry: I move to reimburse Bill Widner.

Bud: I second.

Larry: We have a motion and a second. Motion carried.

ANTRIM DITCH

Larry: Mr. Bathke wants the Antrim cleaned up further past 100 N to the end. Kevin Nielson also requested for this to be cleaned up above the 100 N.

Jenny: We let the Antrim out. Jerry Gutwein got that bid. His bid at that time was \$25,000.00. There's the start and then the stop. (referring to the map). You guys want to go up further, is that correct? You want it to go to the very end?

Mr. Bathke: Into Jasper County.

Jenny: After Jerry's bid, we're only going to have \$15,032.00 left in the fund.

Larry: Can we put the account into the red to get it cleaned out but also increase the amount of levy we put on that to build it back up to get it out of the red?

Jenny: We are only allowed to go two years in the red. I would need Dan to survey that and then get me an estimate first. And maybe with what we have in here and if we do go the two years in the red, according to this it takes in like \$7500.00 in a year.

Mr. Murray: Without raising the levy...

Jenny: Yes and then in the process too, we can actually have a hearing to go ahead and raise and that would just bring in more money but I think I would feel more comfortable if we had an estimate of what it's going to be first. Then figure out money wise.

Bud: Can we go ahead and start this before the hearings?

Larry: Yes. We can ask Jenny to have Dan do a profile. Come up with an idea what the estimates are. We can next month maybe set a hearing date if we have all the information. I don't think it will be done before spring but it can be definitely put on the priority list of getting it done this year.

Mr. Bathke: I'd like to see you bid to complete the project.

Larry: So more to come next month, February and hopefully within the next 2 to 3 months, we'll have some direction on where we are going to go on this project.

DUTTON DITCH BRANCH #2

Larry: Phil Brown reported a high spot on the Dutton Ditch Branch #2 around 300 S between 700 & 800 W. This account is already in the red \$5111.33.

Jenny: We will check that out.

OTHER BUSINESS

Larry: Do we need to sit down and have a massive meeting on addressing the top 15 ditches that you're having really major issues?

Jenny: I think it's getting that time.

Larry: Do you want to look at the top 10 ditches? Do you want to address 10 ditches this year, 10 ditches next year? Do you want to do just 20 ditches this year? How much normally can we raise?

Jenny: 25% without having hearings.

Mr. Murray: You don't think 25% increase would be enough?

Larry: So do you increase it each year 25%?

Jenny: I believe you can. That is how I read the code.

Mr. Murray: Point me to that and I will study it. I will get some answers to that.

Jenny: One thing I do want to ask you guys on the Board because years ago the previous Board didn't allow reimbursements. Like when Bill came to me, I told him that I cannot guarantee you that you will get paid. So like his \$4500.00, if he comes to me and said I'm going to clean this ditch and I'm going to charge this amount, I couldn't do it. It was over my \$3500.00 limit.

Larry: If she's able to make an approval on a certain dollar amount and come to us at the next meeting, these are the ones I approved during the month because I had contacted Larry, I have contacted Bud, I contacted Terry. If we increased your

amount that you are allowed to go on without our approval, would that be something you might be hinting at? Let's do some more research on this. If we can, we'll increase the amount and if it's ok with the Commissioners to allow Jenny a little more leverage on letting out some of these quick turn-a-round projects.

Jenny: You know we got Alan's resignation letter and also he, at that time, submitted a claim.

Larry: Claim for the monies owed to him. What account can we take this out of?

Terry: The Council shall pay fees/expenses of the Board. That's the state statute. They have to pay it. We put in a claim and accounts will pay it.

Jenny: So when you guys meet with the Council next time, is that something you would like to address?

Larry: We can address it in February. Can I ask you to place it on the agenda for Sheila to address the setting up a fund for?

Jenny: It would also include Alan's. We want to get him paid.

Larry: Yes. Check out if you can, on figuring out how we can pay for attorney funds before the Council meeting and we will bring this up at the Council meeting in regards to future payments.

MINUTES

Terry: I move to approve December 15, 2015 Drainage Board minutes.

Larry: I'll second that. We have a motion and a second. Motion carried.

CLAIMS

Larry: I will entertain a motion to approve the claims.

Bud: I will make the motion to approve all the claims.

Terry: I will second.

Larry: We have a motion and a second. Motion carried. I have signed the claims here for the Pulaski County Press.

CLAIMS JANUARY 20, 2015				
	AMOUNT	PAYEE	APPROP #	APPROP NAME
A.	70.00	JOHN MILLER	5000-01	GDM
B.	15.82	WINAMAC PRESS	063-3000-32	DB ADVERTISING
C.	15.82	WINAMAC PRESS	063-3000-32	DB ADVERTISING
D.	15.82	WINAMAC PRESS	063-3000-32	DB ADVERTISING
E.	375.00	DESABATINE BROS	5000-01	GDM
F.	640.00	FIELD FARM DRAINAGE	5000-01	GDM
G.	440.00	FIELD FARM DRAINAGE	5000-01	GDM
H.	337.50	BANNING ENGINEERING	5000-01	GDI
I.	2,092.50	BANNING ENGINEERING	5000-01	GDM

MISC. BUSINESS

Larry: Wm. Henry Long. Do we need to discuss any more on that?

Jenny: I don't believe so. Jeff is supposed to get all the documents to me so I can put it out to be published in the newspaper and take bids on it.

Larry: Mr. Murray sir. I have a question for you. Jenny had a visitor from Dennis Long last week.

Mr. Murray: Who is that?

Larry: He is a property owner in the Wm. Henry Long Tile. He has sent us certified letters. He's disappointed that I have not returned his e-mail, or letter, answered a letter to him.

Mr. Murray: Is he asking you a question in that letter?

Terry: He doesn't specify.

Mr. Murray: Then a good response is "Dear Mr. Long, duly noted. Thank you. Mr. Brady". Other than a thank you, I don't know what else you'd want to say.

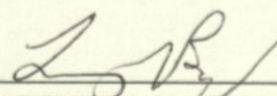
ADJOURNMENT

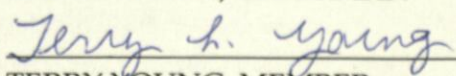
Larry: I'll entertain a motion to adjourn.

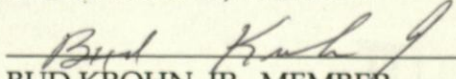
Terry: So moved.

Larry: We have a motion and a second to adjourn. Meeting adjourned at 4:50 p.m.

PULASKI COUNTY DRAINAGE BOARD


LARRY BRADY, CHAIRMAN


TERRY YOUNG, MEMBER


BUD KROHN, JR., MEMBER

SUSAN THOMAS
Drainage Board Secretary